

RECEIVED  
CENTRAL FAX CENTER

P. 1/24

DEC 13 2004



Monday, December 13, 2004

To: Examiner Drew E. Becker  
U.S. Patent and Trademark Office

Fax: (703) 872-9306  
Phone:

From: L. Grant Foster

Fax: (801) 364-9124  
Phone: (801) 595-7830

Message: Please see accompanying documents.

No Confirmation Copy

Number of pages including cover sheet:

24

Note: If this fax is illegible or incomplete please call us. This fax may contain confidential information protected by the attorney-client privilege. If you are not the named recipient, you may not use, distribute or otherwise disclose this information without our consent. Instead, please call (801) 595-7800; we will arrange for its destruction or return.

Attorney Number: 5144 Client/Matter: 46264.0002 Time Deadline:

Operator Initials: KC Date Transmitted: 12-13-04 Time Transmitted:

Holland & Hart LLP Attorneys at Law

Phone (801) 595-7800 Fax (801) 364-9124 [www.hollandhart.com](http://www.hollandhart.com)

60 E. South Temple Suite 2000 Salt Lake City, Utah 84111-1031

DEC 13 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. PATENT APPLICATION SERIAL NO. ....09/667,284  
FILING DATE.....22 September 2000  
INVENTOR..... Thomas D. Dickson, Jr. et al.  
ASSIGNEE..... K-TEC, Inc.  
GROUP ART UNIT .....1761  
EXAMINER..... Drew E. Becker  
ATTORNEY'S DOCKET NO. ....46264.0002  
TITLE ..... "Blending Station Apparatus and Method"

**TRANSMITTAL LETTER AND CERTIFICATE OF FACSIMILE TRANSMISSION**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, CO 80201  
Telephone: (801) 595-7830  
Facsimile: (801) 364-9124

Transmitted herewith are the items listed below submitted regarding the matter identified above:

1. Transmittal Letter with Certificate of Facsimile Transmission included
2. Response to Office Action
3. Petition for Extension of Time
4. Declaration of Thomas D. Dickson Under 37 CFR
5. Fee Calculation Sheet

**Deposit Account Authorization** - The Commissioner is hereby authorized to charge payment of or credit any applicable fees to Deposit Account No. 08-2623.

Date: 13 DECEMBER 2004

By: 

L. Grant Foster  
Registration No. 33,236

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify the items listed above are being sent via facsimile (facsimile number (703) 872-9306) on the below indicated date to the Commissioner for Patents, Attention: Examiner Drew E. Becker, Art Unit 1761.

Date: 13 December 2004

Signature:   
Name: Kathy Case

3314336\_1.DOC

**DEC 13 2004**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

U.S. PATENT APPLICATION SERIAL NO. ....09/667,284  
FILING DATE .....22 September 2000  
INVENTORS .....Thomas D. Dickson, Jr., et al.  
ASSIGNEE .....K-TEC, Inc.  
GROUP ART UNIT .....1761  
EXAMINER .....Drew E. Becker  
ATTORNEY'S DOCKET NO. ....46264.0002  
TITLE ..... "Blending Station Apparatus and Method"

**RESPONSE TO OFFICE ACTION**

To: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

From: L. Grant Foster  
HOLLAND & HART LLP  
555 - 17<sup>th</sup> Street, Suite 3200  
P.O. Box 8749  
Denver, Colorado 80201  
Telephone: (801) 595-7830  
Facsimile: (801) 364-9124

In response to the Office Action dated 13 August 2004, please reconsider the above-identified application.

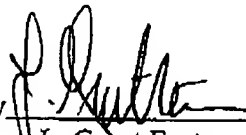
**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 8 of this paper.

APPLICANT'S CALCULATION OF TOTAL FEES DUE							
FEE TYPES							Amount (\$)
<b>BASIC FEE (\$790/395)</b>							
CLAIMS FEES	Number of Claims Remaining After Any Amendments	Minus the Larger		Equals	Times Rate (\$)		
		Number Allowed in Base Fee	Number of Claims For Which Fees Have Been Paid	Excess Claims For Which Fees Are Now Due	Large Entity	Small Entity	
Total Claims	15	20	42		18.00	9.00	0
Indep. Claims	7	3	7		88.00	44.00	0
<b>EXTENSION PETITION/FEES (\$)</b> Applicant hereby petitions for an extension of time for response under 37 CFR 1.136(a) as indicated or as necessary to maintain the pendency of this application.				One month	110.00	55.00	55.00
				Two months	430.00	215.00	
				Three months	980.00	490.00	
				Four months	1,530.00	765.00	
				Five months	2,080.00	1,040.00	
<b>ANY OTHER FEES</b>							
<b>TOTAL FEES OWED</b>							<b>\$ 55.00</b>

**Deposit Account Authorization** - The Commissioner is hereby authorized to charge any necessary payments or credit any applicable fees to Deposit Account No. 08-2623.

Date: 13 DECEMBER 2004

By:   
L. Grant Foster  
Registration No. 33,236

3314366\_1.DOC

3314366\_1.DOC